

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Criminal No. 21-142 (DSD/KMM)

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARK ALLEN MILLER,  
CHRISTOPHER JAMES RAJKARAN, and  
SAIED JABERIAN,

**GOVERNMENT'S UNOPPOSED  
MOTION FOR PROTECTIVE  
ORDER GOVERNING  
DISCOVERY**

Defendants.

The United States of America, by and through its attorneys, W. Anders Folk, Acting United States Attorney for the District of Minnesota, and Joseph H. Thompson and Miranda E. Dugi, Assistant United States Attorneys, hereby files the following motion for a entry of a protective order governing discovery, and in support thereof states as follows:

1. The defendant in the above-referenced case are charged by indictment with conspiracy to commit securities fraud, securities fraud, and wire fraud. The indictment alleges that the defendant devised and carried out hijack and assume control over dormant public shell companies and use that control to fraudulently manipulate the price of the company stock so that the conspirators could profit from the sale of stock at fraudulently inflated and “pumped up” prices to unwitting investors.

2. The discovery to be provided by the government is voluminous and includes highly sensitive information, including trading records, bank and credit card

records, and other documents and records containing personal financial information and personal identifiable information of parties and non-parties. The unrestricted dissemination of this information could adversely affect law enforcement interests and the privacy interests of third parties.

3. While the government intends to redact a small subset of sensitive information from the discovery, the redaction of all personal and sensitive information from the discovery would be impractical and unduly burdensome, and would also be of limited value to the defense. Similarly, while the government is prepared to make discovery available to defense counsel for inspection at its offices, which would satisfy its disclosure obligations under the rules, this would be less useful to the defense and impractical for both parties.

4. Therefore, the government respectfully requests that this Court enter a Protective Order limiting the dissemination of that class of information considered “Protected Material.” Specifically, Protected Material includes all information produced by the government in this case, except matters of public record, the defendant’s own statements, criminal history information, and expert reports.

5. It is further requested that the Protective Order state: (a) that the Protected Material shall be held in confidentiality by defendant and defense counsel and may be used solely for purposes of this litigation; (b) that defense counsel shall limit the making of copies of the Protected Material to those necessary to his or her activities as counsel to a defendant in this action; (c) that defense counsel, defendant, and other members of the defense teams, including defense experts, may have access

to the Protected Materials; (d) that all individuals having access to Protected Materials, including the defendant, shall be informed of the terms of the Protective Order prior to disclosure; (e) that the use of the Protected Material covered by this Order for any purpose other than the instant litigation shall be deemed a violation of this Order subjecting the defendant and his or her counsel to sanctions; (f) that any filings with the Court that contain Protected Material shall first be redacted pursuant to Fed. R. Crim. P. 49.1 or, if not redacted, then filed under seal in accordance with the Court's sealing rules and applicable filing procedures; and (g) that any documents or other materials containing Protected Material, and all copies of them, must be destroyed or returned to the government within 60 days of the conclusion of this litigation, including appeals.

6. The government spoke with counsel for all three defendants, who each indicated the defendants do not oppose this motion.

WHEREFORE, the Government respectfully moves this Court to enter the proposed protective order.

Dated: July 15, 2021

Respectfully Submitted,

W. ANDERS FOLK  
Acting United States Attorney

BY: /s/ Joseph H. Thompson  
JOSEPH H. THOMPSON  
MIRANDA E. DUGI  
Assistant United States Attorneys